

SECTOR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
SHAFFER ET AL.

Serial No. 09/459,831

Filing Date: December 13, 1999

For: **COMMUNICATIONS SYSTEM AND
ASSOCIATED METHODS WITH OUT-
OF-BAND CONTROL**



#3

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts
mailed January 21, 2000, Applicants submit the following:

1. Filing fee of \$1620.00 for a large entity (fee
calculated according to Patent Application filed
December 13, 1999 as shown below:

	(Col. 1)		(Col. 2)		LARGE ENTITY	
FOR:	# FILED		# EXTRA		RATE	FEE
BASIC FEE						\$ 690
TOTAL CLAIMS	63	-20	43		X 18	\$ 774
INDEP CLAIMS	5	- 3	2		X 78	\$ 156
*If the difference in Col. 1 is less than "0", enter "0" in Col. 2.					TOTAL	\$ 1620

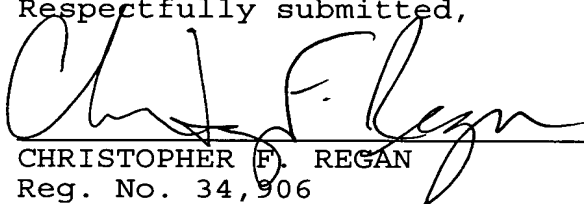
2. Surcharge of \$130.00 for large entity.
3. Declaration and Power of Attorney.
4. Copy of "Notice to File Missing Parts of
Application--Filing Date Granted" mailed January 21, 2000.

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Filing Date: 12/13/1999

5. Assignment to Lucent Technologies Inc.,
together with \$40 recordal fee and cover page.

Authorization is given to charge the filing fee and
the surcharge to deposit Account No. 12-2325. If any
additional extension and/or fee is required, or if any
additional fee for claims is required, charge Account No.
12-2325.

Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being
deposited with the United States Postal Service as first class
mail in an envelope addressed to: ASSISTANT COMMISSIONER FOR
PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231, on this 1st day
of February, 2000.



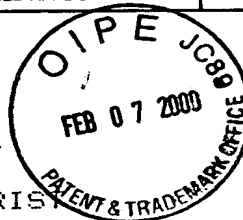


UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/459,831	12/13/99	SHAFER	M SHAFER-4-3-

CHRISTOPHER F REGAN
ALLEN DYER DOPPELT MILBRATH & GILCHRIST
P O BOX 3791
ORLANDO FL 32802-3791

0242/0121



NOT ASSIGNED

2739

#3

DATE MAILED:

01/21/00

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 1,820⁰⁰.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760⁰⁰ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 744⁰⁰ for 43 total claims over 20.

\$ 156⁰⁰ for 2 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

D. Bell

Customer Service Center
Initial Patent Examination Division (703) 308-1202

09/459,831 12/13/99 0000033 12225 09459831
01 FEB 101 760.00 US
02 FEB 102 156.00 US
03 FEB 103 774.00 US
04 FEB 104 130.00 US